

PO Box 1360  
Athens TX 75751

## TABLE OF CONTENTS

I.	FACTUAL BACKGROUND .....	2
II.	GOOD CAUSE EXISTS FOR A WAIVER OF SECTION 54.314 .....	2
	CONCLUSION .....	2

**Before the**  
**Federal Communications Commission**  
**Washington, DC 20554**

In the Matter of	)	
	)	
Federal-State Joint Board on Universal Service	)	
	)	
Petition of Telenational Communications, Inc.	)	
	)	
For waiver of Section 54.313	)	
	)	
	)	
	)	

CC Docket No. 96-45

To The Commission:

**PETITION FOR WAIVER**

Telenational Communications, Inc., carrier ("CLEC") hereby seeks a waiver of Section 54.313 of the Commission's Rules. As discussed below, Telenational Communications, Inc., reasonably believed the Texas PUC had timely field Telenational's designation as an eligible ETC with Universal Service Administration Company (USAC) and the Federal Communications Commissions for eligibility for receiving High Cost Loop Support (HCL) under Commission precedent, special circumstances described below warrant a grant of waiver.

## **I. FACTUAL BACKGROUND**

On April 14, 2011, Telenational was designated as an Eligible Telecommunications Carrier ("ETC") by the Public Utility Commission of Texas in PUC Docket No. 38377, SOAH Docket No. 473-10-5723. On April 29, 2011 via email, Telenational emailed Liz Kayser with the Texas PUC to check and see if it's designation had been filed with USAC & FCC, so that we would be eligible to receive support. Liz Kayser responded via email on April 29, 2011 that the designation was not filed, but would be filed that day. Telenational Communications continued to not receive HCL support. In February of 2012, after checking in to why we still were not receiving funds, we found that the Texas PUC did not have proof that it filed our ETC designation. Upon further research, Liz Kayser says that at that time a Ms. Hamlet was filing these designations at the Texas PUC. Ms. Hamlet is no longer with the Texas PUC, so she cannot be contacted to see where proof of the filing had been made.

## **II. GOOD CAUSE EXISTS FOR WAIVER OF SECTION 54.313**

Pursuant to section 1.3 of its rules, the Commission may waive any of its rules in whole or in part, if there is good cause. In numerous cases, the Commission has granted waivers to accept late filings from HCL Recipients who, like Telenational Communications, Inc. , made reasonable efforts to ensure a timely filing, but failed to do so. Thus, the Commission should waive Section 54.313 to accept Telenational's designation as an ETC.

## **CONCLUSION**

Telenational Communications, Inc. , reasonably believed the Texas PUC had filed it ETC designation on time. However, due to an honest clerical error at the Texas PUC, no evidence of this filing can be found. Grant of a waiver is consistent with Commission precedent, and will serve the public interest.

Respectfully submitted,

Telenational Communications, Inc.  
PO Box 1360  
Athens TX 75751

By: \_\_\_\_\_  
Sotheara Leang  
Telenational Communications, Inc.